

REMARKS

INTRODUCTION

In accordance with the foregoing, no claims have been amended. Claims 16-85 are pending and under consideration. Reconsideration is respectfully requested.

DECLARATION UNDER RULE 131(a)

At paragraphs 3 and 4, the Declaration under Rule 131(a) filed on September 30, 2003 was found to be insufficient to establish conception of the invention prior to the effective date of the Cato (US 6,412,111) reference. This finding was based on the holding in *In re Mulder*, 219 USPQ 189, stating that conception must take place in this country, the United States.

It is respectfully submitted that under Rule 131(a), conception may take place in a World Trade Organization (WTO) member country on or after January 1, 1996 for purposes of antedating a reference under Rule 131(a). The Republic of Korea, where conception and reduction to practice took place, has been a member of the WTO since January 1, 1995.

CLAIM REJECTIONS UNDER 35 U.S.C. § 102(e)

At paragraph 6, claims 16-35 and 37-81 were rejected under 35 U.S.C. 102(e) as being anticipated by Cato. This rejection is traversed.

In view of the foregoing, it is submitted that Cato is no longer prior art and claims 16-35 and 37-81 are allowable. Withdrawal of the foregoing rejection is respectfully requested.

CLAIM REJECTION UNDER 35 U.S.C. § 103

At paragraph 8, claim 36 was rejected under 35 U.S.C. 103(a) as being unpatentable over Cato. This rejection is traversed.

In view of the foregoing, it is submitted that Cato is no longer prior art and claim 36 is allowable. Withdrawal of the foregoing rejection is respectfully requested.

CLAIM REJECTIONS UNDER 35 U.S.C. § 103

At paragraph 9, claims 82-85 were rejected under 35 U.S.C. 103(a) as being unpatentable over Cato in view of Mankovitz (US 6,459,719). This rejection is traversed.

In view of the foregoing, it is submitted that Cato is no longer prior art and claims 82-85 patentably distinguish over Mankovitz. Withdrawal of the foregoing rejection is respectfully requested.

CONCLUSION

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.


Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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